

FILED

UNITED STATES COURT OF APPEALS

OCT 10 2017

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

GREG JACOBI, derivatively on behalf of
EchoStar Corporation,

Plaintiff-Appellant,

v.

CHARLES W. ERGEN; MICHAEL T.
DUGAN; R. STANTON DODGE; TOM
A. ORTOLF; C. MICHAEL
SCHROEDER; JOSEPH P. CLAYTON;
DAVID K. MOSKOWITZ,

Defendants-Appellees.

No. 16-15695

D.C. No.

2:12 cv-2075-JAD

D Nev., Las Vegas

ORDER

Before: O'SCANNLAIN, TASHIMA, and BYBEE, Circuit Judges.

The stipulated motion to voluntarily dismiss appeal [ecf Dkt #33] is granted, Fed. R. App. P. 42(b), and this appeal is **DISMISSED**. Each party shall bear his or its own costs on appeal.

A copy of this Order shall serve as the mandate.